

JAN 22 2007

Docket No.: K0600.0208/P208  
(PATENT)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Shir Fujieda

Allowed: July 5, 2006

Application No.: 09/445,304

Confirmation No.: 9790

Filed: December 6, 1999

Art Unit: 2624

For: IMAGE PROCESSING APPARATUS AND  
METHOD, MEDIUM STORING PROGRAM  
FOR IMAGE PROCESSING, AND  
INSPECTION APPARATUS

Examiner: Samir Anwar AHMED

PETITION TO WITHDRAW APPLICATION FROM  
ISSUE PURSUANT TO 37 C.F.R. § 1.313(c)(2)MS 313(c)  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Petitioner hereby petitions the Commissioner to withdraw the above-identified application from issue in order to permit consideration of a submission under 37 C.F.R. § 1.14 (Request for Continued Examination with an Information Disclosure Statement). On September 5, 2006, an Information Disclosure Statement was filed identifying a single Japanese reference JP-A-03-239902. This reference was not considered because a translation or English description was not included. This Petition to Withdraw From Issue is being filed in order to ensure this reference is considered during the prosecution of this application. A new Information Disclosure Statement for JP-A-03-239902 with a machine translation of the abstract and detailed description are also being filed. The Issue Fee in this application was timely paid on September 26, 2006.

Please charge our Credit Card in the amount of \$920.00 covering the fee set forth in 37 C.F.R. §§ 1.17(h) and 1.17(e). Credit Card Payment Form PTO-2038, with a signature from an authorized cardholder, is enclosed.

2198979.01

Application No.: 09/445,304

Docket No.: K0600.0208/P208

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 04-1073, under Order No. K0600.0208/P208. A duplicate copy of this paper is enclosed.

Respectfully submitted,

Date I: January 12, 2007

By H. Ambo #41,198  
Thomas J. D'Ambo  
Registration No.: 28,371  
DICKSTEIN SHAPIRO  
1825 Eye St. Street NW  
Washington, DC 20001  
(202) 420-2200  
Attorneys for Applicant